

MEMORANDUM

Agenda Item No. 14(A)(4)

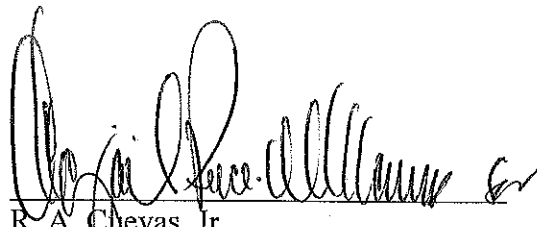
TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: January 22, 2014

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution authorizing the
County Mayor to authorize the
expenditure of funds from the
Miami-Dade Police Department
Law Enforcement Trust Fund in
the amount of \$1,630,000.00

The accompanying resolution was prepared by the Miami-Dade Police Department and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.



R. A. Cuevas, Jr.
County Attorney

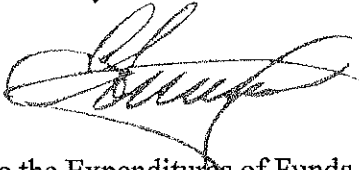
RAC/cp

Memorandum



DATE: January 22, 2014

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

FROM: Carlos A. Gimenez
Mayor 

SUBJECT: Resolution to Authorize the Expenditures of Funds from the Miami-Dade Police
Department Law Enforcement Trust Fund in the amount of \$1,630,000

Recommendation

It is recommended that the Board of County Commissioners approve the attached Resolution supporting the County Mayor or County Mayor's designee action to expend \$1,630,000 from the Miami-Dade Police Department Law Enforcement Trust Fund in accordance with the Report of Proposed Expenditures from the Law Enforcement Trust Fund (attached).

Scope

The Miami-Dade Police Department Law Enforcement Trust Fund impacts countywide services.

Fiscal Impact/Funding Source

Miami-Dade County will not incur any costs. The Law Enforcement Trust Fund monies are awarded to the Miami-Dade Police Department (MDPD) as a result of forfeiture litigation in State court and participation in the Federal Asset Sharing Programs.

Track Record/Monitor

The Law Enforcement Trust Fund project requests are reviewed by Gustavo Knoepffler, Chief Financial Officer in the Miami-Dade Police Department, to ensure compliance with Law Enforcement Trust Fund requirements.

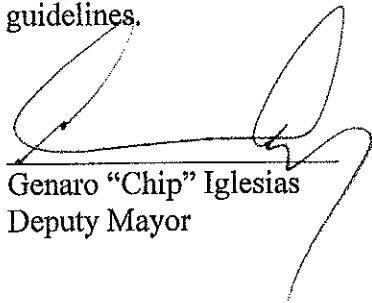
Background

On December 2, 1980, the Law Enforcement Trust Fund for Miami-Dade County was established by the Board of County Commissioners through Resolution R-1633-80. The Law Enforcement Trust Fund must be used for law enforcement purposes which are not budgeted. Allowable purposes may include: to defray costs of protracted or complex investigations; to provide additional technical equipment or expertise; to provide matching funds to obtain federal grants; or for other law enforcement purposes. The funds are administered in compliance with MDPD's policies, statutory requirements, and federal guidelines.

The Law Enforcement Trust Fund contains monies awarded to the MDPD as a result of forfeiture litigation in State court and participation in the Federal Asset Sharing Programs. Specifically, the Law Enforcement Trust Fund is comprised of three different funding sources: the State civil forfeitures, governed by Florida Statutes Sections 932.701 through 932.706; and two federal asset sharing programs from the U.S. Department of Justice and the U.S. Department of Treasury, governed by the federal guidelines from the U.S. Department of Treasury Executive Office for Asset Forfeiture.

The allocation of these funds adheres to a process as part of the MDPD's standard operating procedures. Department entities submit Law Enforcement Trust Fund project requests to the Miami-Dade Police Department Law Enforcement Trust Fund Committee Chairperson. The requests are reviewed by personnel in the Fiscal Administration Bureau to ensure compliance with Law Enforcement Trust Fund requirements. The Law Enforcement Trust Fund Committee reviews those requests which meet program requirements and recommends selected projects for funding. The recommendations are reviewed by the Police Legal Bureau for legal sufficiency and a report is prepared by the Fiscal Administration Bureau. The revenue and expenditures are documented in the County budget ordinance and are routinely reported in the Department's fiscal reports. The package is certified by the Director prior to the report being presented to the Board for approval per Florida Statutes Section 932.7055(5) (b).

The proposed expenditures for FY 2013/2014, or until completion of the project, include: Targeted Crimes Initiative Continuation - \$600,000.00; Special Victims Investigations - \$180,000; Narcotics Investigations - \$600,000; Homicide Investigations - \$250,000. These funds will support long-term, ongoing protracted or complex investigations and other allowable law enforcement operations in compliance with the Miami-Dade Police Department's policies, statutory requirements, and federal guidelines.



Genaro "Chip" Iglesias
Deputy Mayor



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: January 22, 2014

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 14(A)(4)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 14(A)(4)
1-22-14

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR
COUNTY MAYOR'S DESIGNEE TO AUTHORIZE THE
EXPENDITURE OF FUNDS FROM THE MIAMI-DADE
POLICE DEPARTMENT LAW ENFORCEMENT TRUST
FUND IN THE AMOUNT OF \$1,630,000.00

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying
Report of Proposed Expenditures, a copy of which is incorporated herein by reference,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board grants,
pursuant to Florida Statutes Section 932.7055, the request of the County Mayor or County
Mayor's designee to expend \$1,630,000.00 from the Miami-Dade Police Department Law
Enforcement Trust Fund for the purposes described in the accompanying Report of Proposed
Expenditures.

The foregoing resolution was offered by Commissioner _____,
who moved its adoption. The motion was seconded by Commissioner _____
and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman
Lynda Bell, Vice Chair

Bruno A. Barreiro
Jose "Pepe" Diaz
Sally A. Heyman
Jean Monestime
Sen. Javier D. Souto
Juan C. Zapata

Esteban L. Bovo, Jr.
Audrey M. Edmonson
Barbara J. Jordan
Dennis C. Moss
Xavier L. Suarez

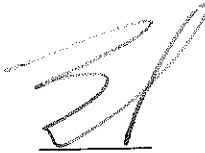
The Chairperson thereupon declared the resolution duly passed and adopted this 22nd day of January, 2014. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be 'BS' or similar initials, written over a horizontal line.

Ben Simon


Memorandum



Date: November 7, 2013

To: Carlos A. Gimenez, Mayor
Miami-Dade County

Attn: Genaro "Chip" Iglesias
Deputy Mayor/Chief of Staff

From: 
J.D. Patterson, Director
Miami-Dade Police Department

Subject: Report of Proposed Expenditures from the Law Enforcement Trust Fund

The Law Enforcement Trust Fund (Trust Fund) for Miami-Dade County was established by the Board of County Commissioners and must be used for law enforcement purposes which are not budgeted. Allowable purposes may include: to defray costs of protracted or complex investigations; to provide additional technical equipment or expertise; to provide matching funds to obtain federal grants; or for other law enforcement purposes. The funds are administered in compliance with Miami-Dade Police Department policies, statutory requirements, and federal guidelines.

The Trust Fund contains funds awarded to the Department as a result of forfeiture litigation in State court and participation in the Federal Asset Sharing Programs. Specifically, the Trust Fund is comprised of three different funding sources: State civil forfeitures, governed by Florida Statutes Sections 932.701 through 932.706; and two federal asset sharing programs from the U.S. Department of Justice and the U.S. Department of Treasury, governed by the federal guidelines from the U.S. Department of Treasury Executive Office for Asset Forfeiture.

The allocation of Trust Fund funds adheres to a process as part of the Miami-Dade Police Department's standard operating procedures. Department entities submit Trust Fund project requests to the Miami-Dade Police Department Trust Fund Committee Chairperson. The requests are reviewed by personnel in the Fiscal Administration Bureau to ensure compliance with Trust Fund requirements. The Trust Fund Committee reviews those requests which meet program requirements and recommends selected projects for funding. The recommendations are reviewed by the Police Legal Bureau for legal sufficiency and a report is prepared by the Fiscal Administration Bureau. The revenue and expenditures are documented in the County budget ordinance and are routinely reported in the Department's fiscal reports. The package is certified by the Director prior to the report being presented to the Board for approval per Florida Statutes Section 932.7055 (5) (b).

The following are the proposed expenditures for FY 2013/2014, or until completion of the project.

PROPOSED ASSET SHARING EXPENDITURES (Trust Fund)

Targeted Crimes Initiative - Continuation

\$ 600,000

This Trust Fund project will support the continuation of an initiative aimed at combating targeted crimes. This initiative will be developed using current data and related analysis. Personnel will be deployed primarily using this type of data driven process. Using identified crime trends, intelligence, and other factors, the project will provide the resources to allocate and deploy personnel and will also support related investigative expenses. This project is a proactive response to serious crimes to provide for the public safety of our citizens and visitors. The overall project will be closely monitored by the Department's executive team, including the Director, Deputy Director, Assistant Directors, and Chief Financial Officer. Funds will be provided from Justice Asset Sharing.

Special Victims Bureau - Special Victims Investigations

\$ 180,000

This Trust Fund project will support complex, protracted criminal investigations of sexual predators and offenders who target children victims within Miami-Dade County. Funds will be provided from State Asset Sharing Complex Investigations.

Narcotics Bureau – Narcotics Investigations **\$ 150,000**
This Trust Fund project will support complex, protracted criminal investigations of marijuana hydroponic laboratories in Miami-Dade County. Funds will be provided from Treasury Asset Sharing.

Narcotics Bureau – Narcotics Investigations **\$ 150,000**
This Trust Fund project will support long-term money laundering investigations. These complex investigations involve financial analysis of bank accounts and other specialized investigatory techniques. Funds will be provided from Treasury Sharing Investigations.

Narcotics Bureau – Narcotics Investigations **\$ 100,000**
This Trust Fund project will support complex, protracted criminal investigations by the Divisional Tactical Narcotics Team. Funds will be provided from State Asset Sharing Complex Investigations.

Narcotics Bureau – Street Gangs Investigations **\$ 200,000**
This Trust Fund project will support complex, protracted gang investigations preventing violent crimes throughout Miami-Dade County. Funds will be provided from State Asset Sharing Complex Investigations.

Homicide Bureau **\$ 200,000**
This Trust Fund project will support complex, protracted criminal investigations of violent, street-level type murders. Funds will be provided from State Asset Sharing Complex Investigations.

Homicide Bureau **\$ 50,000**
This Trust Fund project will support complex, protracted criminal investigations of homicide cold cases. Funds will be provided from State Asset Sharing Complex Investigations.

FINANCIAL SUMMARY

PROPOSED JUSTICE ASSET SHARING EXPENDITURES	\$ 600,000
PROPOSED STATE ASSET SHARING EXPENDITURES	\$ 730,000
PROPOSED TREASURY ASSET SHARING EXPENDITURES	\$ 300,000
Total Recommended Amount	\$ 1,630,000

As the Director of the Miami-Dade Police Department, I do hereby certify that the aforementioned request for expenditures from the Law Enforcement Trust Fund complies with the provision of Florida Statutes Section 932.7055 and applicable guidelines related to equitable sharing of federal assets.



J.D. PATTERSON
Director

11/7/13
DATE